IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

WRIT PETITION NO : 13112 of 1994

Between:

1 Singampalli Appanna S/o Bennayya,60yrs,
R/o Gunupudi (V), Nathavaram (M), Visakhapatnam Dist.
2 Jaddangi Satyam S/o Nookanna,55yrs,
R/o Gunupudi (V), Nathavaram (M),
Visakhapatnam Dist.

..... PETITIONERS

AND

1 The Dist. Collector Visakhapatnam
2 The Revenue Divisional Officer Narsipatnam, Visakhapatnam Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the impugned action of the respondents in not referring the matter to Civil Court under Sec.18 of the Land Acquisition Act as arbitrary, illegal and violative of Articles 14 & 21 of Constitution of India, by issuing a Writ, Order or direction more particularly in the nature of writ of mandamus, and may be further directed the respondents to refer the matter/case under sec.18 of Land Acquisition Act for determining proper compensation for the lands in Sy.No.255/2 & 257/2 to a total extent of Ac. 0.83 cents situated at Gunupudi (V), Nathavaram (M), at Visakhapatnam Dist., acquired by the respondents

Counsel for the Petitioner:MR.Y.RAMA RAO

Counsel for the Respondent No.: GP FOR REVENUE

The Court made the following :

ORDER:

This Writ Petition has been filed to declare the action of the respondents in not referring the matter to the Civil Court under Section 18 of the Land Acquisition Act as illegal besides violation of Art.14 and 21 of the Constitution of India and further sought a direction to refer the case of the petitioners herein to the concerned Court under Section 18 of the Land Acquisition Act for determining proper compensation for their lands.

It has to be observed that the Award was passed on 22.09.1985 and the present writ petition is filed in 1994 i.e., nearly after 9 years. In view of the abnormal delay in filing the writ petition, the cause in the writ petition needs no consideration on that ground alone. Hence, this Writ petition is liable to be dismissed and it is accordingly dismissed. No costs.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Mhn

To

1 The Dist. Collector Visakhapatnam
2 The Revenue Divisional Officer Narsipatnam, Visakhapatnam Dist.

3. 2CCs to GP FOR REVENUE, High Court Buildings,Hyderabad(O.U.T.)

4. 2CD copies